

1 KIMBERLY P. STEIN, ESQ.
Nevada Bar No. 8675
2 Email: kps@fdlawlv.com
FLANGAS LAW GROUP
3 3275 South Jones Boulevard, Suite 105
Las Vegas, NV 89146
4 Telephone: (702) 307-9500
Attorneys for Defendants STEVEN J. SUSOEFF and
5 *STEVE SUSOEFF, LLC dba Meritage Financial Group*

6
7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
9

10 SECURITIES AND EXCHANGE
COMMISSION,

11 Plaintiff,

12 v.

13 STEVEN J. SUSOEFF and STEVE
14 SUSOEFF, LLC (dba Meritage
Financial Group),

15 Defendants.
16

Case No: 2:23-cv-00173-JCM-EJY

**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT AND SET
BRIEFING SCHEDULE**

(FIRST REQUEST)

17
18 Pursuant to LR IA 6-1, Plaintiff Securities and Exchange Commission ("SEC"),
19 and Defendants STEVEN J. SUSOEFF and STEVE SUSOEFF, LLC (hereinafter
20 collectively referred to as "Defendants") (collectively, the "Parties"), by and through their
21 undersigned counsel of record, hereby request and stipulate to the entry of an order to
22 extend the SEC's time to respond to the Defendants' Motion for Summary Judgment (ECF
23 No. 14), and set a briefing schedule on the SEC's response, and Defendants' Reply.

- 24 1. Pursuant to the Court's Scheduling Order (ECF No. 8), the dispositive motion
25 cut-off is November 22, 2023.
- 26 2. Defendants filed their Motion for Summary Judgment on November 17, 2023,
27 prior to the discovery deadline. Thus, pursuant to LR 7-2 (b), the SEC's
28 Response is currently due December 8, 2023, and the Reply is due 14 days after

1 service of the response, unless the Court orders otherwise.

2 3. Prior to filing their Motion for Summary Judgment, the Defendants filed their
3 Motion to Exclude the Expert Report, Opinions, and Testimony of Dr. Evgeny
4 (Eugene) Orlov (ECF No. 11), as it relates to the Motion for Summary
5 Judgment.

6 4. Due to the relationship of both Motions and the intervening Thanksgiving
7 holiday, the SEC needs more time to respond to both Motions.¹ In addition, the
8 deposition of the Defendants' expert rebuttal witness occurred after the
9 discovery cut-off due to scheduling issues.

10 5. The Defendants do not oppose such a request, but need additional time to file
11 their Reply to the SEC's Response to the Defendants' Motion for Summary
12 Judgment due to the upcoming holidays in December and January.

13 6. The Parties have agreed to the following briefing schedule:

- 14 • December 22, 2023—deadline to for SEC to file Responses to both Motions
- 15 • January 19, 2024—deadline for Defendants to file their Reply to the SEC's
16 Response to the Defendants' Motion for Summary Judgment

17 7. No other deadlines are affected by this stipulation, except for the briefing
18 scheduling on the Motion to Exclude for which a stipulation is being submitted
19 concurrently herewith.

20 IT IS SO STIPULATED.

21 Dated this 17th day of November, 2023.

22 **SECURITIES AND EXCHANGE
COMMISSION**

23 /s/Charles E. Canter

24 DOUGLAS M. MILLER²

25 Email: millerdou@sec.gov

KELLY C. BOWERS

26 ¹ Concurrently with this Stipulation and Order the parties are submitting a stipulation and
order to extend the SEC's time to respond to the Defendants' Motion to Exclude.

27 ²On November 1, 2023, Mr. Miller and Mr. Canter filed a motion to appear in this district
28 as government attorneys that is still pending with the Court. (Dkt. No. 10.) As explained
in that motion, this was Mr. Miller's second such motion. (*Id.*)

Email: bowersk@sec.gov
CHARLES E. CANTER
Email: canterc@sec.gov
444 S. Flower Street, Suite 900
Los Angeles, California 90071
Telephone: (323) 965-3998
Attorneys for Plaintiff
Securities and Exchange Commission

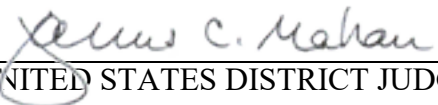
Dated this 17th day of November, 2023.

FLANGAS LAW GROUP

/s/ Kimberly P. Stein
KIMBERLY P. STEIN, ESQ. (NBN 8675)
E-mail: kps@fdlawlv.com
3275 South Jones Blvd., Suite 105
Las Vegas, Nevada 89146
Telephone: (702) 307-9500
Attorneys for Defendants STEVEN J. SUSOEFF
and STEVE SUSOEFF, LLC dba Meritage
Financial Group

ORDER

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE
DATED: November 22, 2023